IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE TWENTY SEVENTH DAY OF APRIL
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE K.C. BHANU

WRIT PETITION NO : 9623 of 2005

Between:

T.Pochaiah, S/o. Narayana,
20-449/2, College Road, Mancherial, Adilabad District.

..... PETITIONER

AND

1 The District Collector, Adilabad District, Adilabad.
2 The Executive Engineer, Social Welfare, Adilabad.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue writ, order or direction particularly one in the nature of writ of mandamus declaring the action of the1st respondent in issuing the proceedings No.A2/4772/2/2004, dt.05-10-2004 as illegal, arbitrary and country to rules and guidelines and set aside the same and consequently direct the respondent to continue the petitioner as Assistant Executive Engineer with all consequential benefits.

Counsel for the Petitioner: MR.V.SUBRAHMANYAM

Counsel for the Respondents: GP FOR SOCIAL WELFARE

The Court, at the admission stage, made the following:

THE HON'BLE MR JUSTICE K.C. BHANU

WRIT PETITION NO : 9623 of 2005

ORDER:

This writ petition has been filed to declare the action of the 1st respondent-District Collector, Adilabad District, Adilabad, as illegal and arbitrary.

2. Heard the learned counsel for the petitioner and the learned Government Pleader for Social Welfare, appearing on behalf of the respondents.

3. The learned counsel for the petitioner contended that the disciplinary authority has not reviewed the suspension order after lapse of six months, which is contrary to the G.O.Ms.No.86, dated 08-03-1993.

4. It is an admitted fact that the order of the suspension against the Government servant shall be reviewed at the end of every six months as per Clause 3 of the said G.O.

5. Therefore, without entering into the merits of the case, I dispose of the writ petition with a direction to the 1st respondent-District Collector, Adilabad District, Adilabad, review the case of the petitioner, in accordance with rules and take appropriate decision, within a period of one week from the date of receipt of a copy of this order.

Kvr April 27, 2005

To

1 The District Collector, Adilabad District, Adilabad.
2 The Executive Engineer, Social Welfare, Adilabad.

3. 2 CCs to G.P. for Social Welfare, High Court Buildings, Hyderabad (OUT)

4. 2 C.D. copies.